



Credit Union National Association

cuna.org

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April 14, 2011

Jennifer J. Johnson
Secretary
Board of Governors of the Federal Reserve System
20th Street and Constitution Avenue, NW
Washington, DC 20551

Submitted via regs.comments@federalreserve.gov

Re: Regulation B; Docket No. R-1408, RIN No. 7100-AD67
Equal Credit Opportunity Act; Model Forms

Dear Ms. Johnson:

This comment letter represents the views of the Credit Union National Association (CUNA) regarding the Federal Reserve Board's (Board's) proposal that will amend the model notices under Regulation B - Equal Credit Opportunity Act (ECOA) to incorporate the revisions to section 615 of the Fair Credit Reporting Act (FCRA) to require credit score disclosures in risk-based pricing. The Dodd-Frank Wall Street Reform and Consumer Protection Act (Dodd-Frank) provisions concerning these new disclosures become effective July 21, 2011. By way of background, CUNA is the largest credit union advocacy organization in this country, representing approximately 90% of our nation's 7,600 state and federal credit unions, which serve 93 million members.

CUNA generally believes that the proposed changes to Regulation B are consistent with the new statutory requirements and will facilitate compliance with the ECOA and the revisions to the FCRA.

However, we urge the Board and FTC to delay the mandatory compliance of the credit score disclosures by at least 6 months or more to minimize compliance burdens and costs. This is especially important for smaller credit unions that are attempting to comply with numerous other Dodd-Frank and regulatory changes.

Under this proposal, a credit union or another creditor may use the amended model notices to comply with the adverse action disclosures required by the ECOA and FCRA. A creditor does not have to provide a credit score if it uses information from a credit report that does not include



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a credit score. We recommend the Board clarify that a creditor may continue to use the current model notices and may append the credit score information on a supplemental document.

Also, the ordering of the content on a model notice should not change; the credit score information should not be presented prior to the credit report information. Changing the order of content would impose additional compliance burdens on credit unions without providing significant additional benefits for consumers.

Finally, the proposal would amend model notice C-3 to describe that a proprietary score based on a creditor's unique criteria is different than a consumer agency's credit score. We believe this clarification is consistent with the new statutory requirements.

Thank you for the opportunity to comment on this proposal. If you have any questions concerning our letter, please feel free to contact Senior Vice President and Deputy General Counsel Mary Dunn or me at (202) 508-6733.

Sincerely,

A handwritten signature in blue ink that reads "Dennis Tsang". The signature is fluid and cursive, with the first name "Dennis" and last name "Tsang" clearly distinguishable.

Dennis Tsang
Regulatory Counsel